## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION AT DAYTON

MICHAEL E. LEITHAUSER,

Plaintiff, : Case No. 3:10cv00294

vs. : District Judge Walter Herbert Rice

Magistrate Judge Sharon L. Ovington

MICHAEL J. ASTRUE,

Commissioner of the Social

Security Administration, : DECISION AND ENTRY

Defendant. :

The Court has conducted a <u>de novo</u> review of the Report and Recommendations of United States Magistrate Judge Sharon L. Ovington (Doc. #13), to whom this case was originally referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendations.

Accordingly, it is hereby **ORDERED** that:

- 1. The Report and Recommendations filed on August 5, 2011 (Doc. #13) is ADOPTED in full;
- 2. The Commissioner's non-disability determination is AFFIRMED; and
- 3. The case is terminated on the docket of this Court.

Walter Herbert Rice United States District Judge